Application
Narrative
Cash Transmittals
Pre-Application
Pre_App Narrative
Pre-App Cash Transmittal
Development Standards



Date:

Address:

Contact Name: Firm Name:

City, State, Zip:

Planning and Development Services Division

7447 East Indian School Road Scottsdale, Arizona 85251

RE: Applicati	on Accounted for Povious		
	on Accepted for Review.		
531-	PA-2018		
Dear MS	RYAN		. // 0
It has been deter has been accepte		nt Application for Empeld F	tills Runch Ala
electronically eithat your Develowritten or electronically	her: 1) the steps necessary to pment Application will be sch	pplication material, I will inform yo submit additional information or co eduled for a public hearing or, 3) Ci to this application. If you have any	orrections; 2) the date ity Staff will issue a
Sincerely,			
Sincerery,			
//	00		
	1(1/0		
Name:	Jest Barnes		
Title:	Sr. Planner		
Phone Number:	(480) 312 - 2376		
Email Address:	ibarnes	@ScottsdaleAZ.gov	

Development Application



Please check the appro	Development Application Type: opriate box of the Type(s) of Application	in(s) you are requesting		
Zoning	Development Review	Land Divisions		
Rezoning (ZN)	☐ Development Review (Major) (DR			
☐ In-fill Incentive (II)	☐ Development Review (Minor) (SA)			
☐ Conditional Use Permit (UP)	☐ Wash Modification (WM)	☐ Land Assemblage		
☐ Text Amendment (TA)	☐ Historic Property (HP)	Other		
☐ Development Agreement (DA)	Wireless Communication Facilities	☐ Annexation/De-annexation (AN)		
Exceptions to the Zoning Ordinance	☐ Small Wireless Facilities (SW)	☐ General Plan Amendment (GP)		
☐ Minor Amendment (MN)	☐ Type 2 WCF DR Review Minor (SA			
☐ Hardship Exemption (HE)	Signs	☑ Abandonment (AB)		
☐ Variance/Accommodation/Appeal (BA)	☐ Master Sign Program (MS)	Other Application Type Not Listed		
☐ Special Exception (SX)	☐ Community Sign District (MS)	Other:		
Project Name: Emerald Hills Ranch	- Abandonment of Easements	6		
Property's Address: 10030 N. 124th S	treet, Scottsdale, AZ 85259			
Property's Current Zoning District Designation	on: R1-43			
The property owner shall designate an agent for the City regarding this Development Appl information to the owner and the owner app	ication. The agent/applicant shall be re	tion. This person shall be the owner's contact sponsible for communicating all City		
owner: Heather Greenbaum	Agent/Applicant:	Stephen W. Anderson		
Company: Emerald Hills Ranch, Inc.	Company: Gamn	Company: Gammage & Burnham PLC		
Address: Same	Address: 2 North	Address: 2 North Central Avenue, 15th Floor, Phx 85004		
Phone: Fax: Phone: 602.256.4422 Fax:				
E-mail: sanderson@gblaw.com	E-mail: sanderso	E-mail: sanderson@gblaw.com		
Designer: N/A Engineer: Bill Barnes				
Company: Alliance Surveying				
Address:	Address: 7900 N	. 70th Avenue, #104, Glendale 85303		
Phone: Fax: Phone: 623.972.2200 Fax:				
E-mail: sanderson@gblaw.com	E-mail: Bill@aza			
	equested review methodology (please : Development Application types: AN, AB ormat similar to the Enhanced Application	, BA, II, GP, TA, PE and ZN. These		
Finhanced Application Review:	reby authorize the City of Scottsdale to lication Review methodology.	review this application utilizing the Enhanced		
Standard Application Review: I hereby authorize the City of Scottsdale to review this application utilizing the Standard Application Review methodology.				
	/6			
Owner Signature Agent/Applicant Signature				
Official Use Only Submittal Date:	Development App	lication No.:		
	ng and Development South Sou			

16-AB-2018 10/02/2018

Development Application

Review Methodologies



Review Methodologies

The City of Scottsdale maintains a business and resident friendly approach to new development and improvements to existing developments. In order to provide for flexibility in the review of Development Applications, and Applications for Permitting, the City of Scottsdale provides two methodologies from which an owner or agent may choose to have the City process the application. The methodologies are:

1. Enhanced Application Review Methodology

Within the parameters of the Regulatory Bill-of-Rights of the Arizona Revised Statutes, the Enhanced Application Review method is intended to increase the likelihood that the applicant will obtain an earlier favorable written decision or recommendation upon completion of the city's reviews. To accomplish this objective, the Enhanced Application Review allows:

- the applicant and City staff to maintain open and frequent communication (written, electronic, telephone, meeting, etc.) during the application review;
- City staff and the applicant to collaboratively work together regarding an application; and
- City staff to make requests for additional information and the applicant to submit revisions to address code, ordinance, or policy deficiencies in an expeditious manner.

Generally, the on-going communication and the collaborative work environment will allow the review of an application to be expedited within the published Staff Review Time frames.

2. Standard Application Review Methodology:

Under the Standard Application Review, the application is processed in accordance with the Regulatory Bill-of-Rights of the Arizona Revised Statutes. These provisions significantly minimize the applicant's ability to collaboratively work with City Staff to resolve application code, ordinance, or policy deficiencies during the review of an application. After the completion the city's review, a written approval or denial, recommendation of approval or denial, or a written request for additional information will be provided.

The City is not required to provide an applicant the opportunity to resolve application deficiencies, and staff is not permitted to discuss or request additional information that may otherwise resolve a deficiency during the time the City has the application. Since the applicant's ability to collaboratively work with Staff's to resolve deficiencies is limited, the total Staff Review Time and the likelihood of a written denial, or recommendation of denial is significantly increased.

In addition to the information above, please review the Development Application, and/or the Application for Permitting flow charts. These flow charts provide a step-by-step graphic representation of the application processes for the associated review methodologies.

Note:

Please see the Current Planning Services and Long Range Planning Services Substantive Policy Statements and Staff Review
Timeframes for Development Applications, number III.

Planning and Development Services

7447 East Indian School Road Suite 105, Scottsdale, Arizona 85251 • www.ScottsdaleAZ.gov

Development Application

Page 2 of 3

Revision Date: 5/10/2018

Development Application

Arizona Revised Statues Notice



§9-834. Prohibited acts by municipalities and employees; enforcement; notice

- A. A municipality shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule, ordinance or code. A general grant of authority does not constitute a basis for imposing a licensing requirement or condition unless the authority specifically authorizes the requirement or condition.
- B. Unless specifically authorized, a municipality shall avoid duplication of other laws that do not enhance regulatory clarity and shall avoid dual permitting to the maximum extent practicable.
- C. This section does not prohibit municipal flexibility to issue licenses or adopt ordinances or codes.
- D. A municipality shall not request or initiate discussions with a person about waiving that person's rights.
- E. This section may be enforced in a private civil action and relief may be awarded against a municipality. The court may award reasonable attorney fees, damages and all fees associated with the license application to a party that prevails in an action against a municipality for a violation of this section.
- F. A municipal employee may not intentionally or knowingly violate this section. A violation of this section is cause for disciplinary action or dismissal pursuant to the municipality's adopted personnel policy.
- G. This section does not abrogate the immunity provided by section 12-820.01 or 12-820.02.



Date:

Contact Name:

City, State, Zip:

Application Accepted for Review.

Firm Name:

Address:

RE:

Planning and Development Services Division

7447 East Indian School Road Scottsdale, Arizona 85251

531-	PA - 2018		
Dear Strain Strain Strain Dear Strain	mined that your Developmed for review.	ent Application for Emal Hills	Punch Al
electronically eith that your Develop written or electronical	ner: 1) the steps necessary to coment Application will be s	e application material, I will inform you in w to submit additional information or correcti cheduled for a public hearing or, 3) City Sta ng to this application. If you have any quest	ions; 2) the date ff will issue a
Sincerely,	7		
Name:	La Barnes		
Title:	Sr. Planner		
Phone Number:	(480) 312 - 2376		
Email Address:	ibarnes	@ScottsdaleAZ.gov	

Submittal Date:Project No.:PAPAPA-	Submittal Date:	Project No.: <u>53</u>	PA- 2018
------------------------------------	-----------------	------------------------	----------

Abandonment

Development Application Checklist



At your pre-application meeting, your project coordinator will identify which items indicated on this Development Application Checklist are required.

To avoid delays, all documents in your Development Application must be complete and comply with the following:

- · The General Plan
- · The Scottsdale Revised Code, including the Zoning Ordinance
- Stipulations of any Development Application approved before this application is submitted
- Scenic Corridor Design Guidelines
- Transportation Master Plan and related local plans
- The Design Standards & Policies Manual

A Development Application that does not include all the required items, does not meet the standards above, or is inconsistent with previously submitted pre-application information may not be accepted. A Development Application received by the City does not mean that the application meets the minimum submittal requirements. The City may request additional information to facilitate review, even if the Development Application is deemed complete.

Prior to application submittal, please research original zoning case history to find the original adopted ordinance(s) and exhibit(s) to confirm the zoning for the property. This will help to define your application accurately. The City's full-service Records Department can assist.

When Items 1 through 16 are ready for submittal, call 480-312-7767 to schedule a submittal meeting with a Planning Specialist; provide your pre-application number: 53-PA-2018.

	SUBMITTAL REQUIREMENTS				
Req'd	Rec'd	Documents required for a complete application. Unless otherwise indicated, all documents shall be provided in an 8 ½" x 11" format.			
Ø		1. Abandonment Development Application Checklist (this Checklist)			
Ø		2. Application Fee \$ 1690 · • (subject to change)			
Ø	Ø	3. Development Application Form (form provided)			
Ø	B	4. Application Narrative • Reason for request • Consideration for Abandonment • 4 copies			

Planning and Development Services

7447 E Indian School Road Suite 105, Scottsdale, AZ 85251 • www.ScottsdaleAZ.gov

Abandonment Development Application Checklist

Page 1 of 5

16-AB-2018 10/02/2018

Abandonment Development Application Checklist

Ø	OY	5. Affidavit of Authorization to Act for Property Owner (form provided; required only for non-city-owned property) • Required when the applicant is not the property owner • Required when the applicant is an organization
Ø	Ø	6. Consideration for Abandonment Information
Ø	D	 Legal Description and Graphic of Area(s) to be Abandoned Include required reservations on both legal description and graphic Comply with all Maricopa County Recorder requirements, including minimum 10 point font, ½" clear borders and acid free paper
A		8. Title Insurance Commitment (form provided: Requirements for Submitting Evidence of Title to the City of Scottsdale Planning Department) Include Schedule A and B Commitment shall be dated no later than 30 days before application submittal.
Ø	Ø	9. Utility Consent Letters (See the City website for contact information: www.ScottsdaleAZ.gov and search: utility consent)
		10. Request to Submit Concurrent Development Applications (form provided)
		Agreement and Release by GLO Abandonment Parcel Owner (form provided) Originally signed agreement form must be returned. (Copy and faxes will not be accepted)
- TE		 12. Photo Exhibit of Existing Conditions: Printed digital photos on 8-1/2"x11" Paper 8-1/2" x 11" - ① copies of the set of prints See attached Existing Conditions Photo Exhibit graphic showing required photograph locations and numbers. 8-1/2" x 11" - ① copies of the set of prints (Delayed submittal). At the time your Project Coordinator is preparing the public hearing report(s), he/she will request these items, and they are to be submitted by the date indicated in the request.
		13. Aerial Photo with Proposed Site Plan Overlay (all photos must be suitable for reproduction) • 24" x 36" − ② color copies, folded • 11" x 17" − ① color copy, folded • 8 ½" x 11" − ① color copy Photo shall be the most recent available, and should not be more than 1 year old. Site plan overlay shall show lot lines, tracts, easements, street locations and names, and surrounding zoning: □ 750 foot radius from site □ ½ mile radius from site □ Other radius from site

Abandonment Development Application Checklist

M	Ø	14. Public Participation
		Step 1: Complete Neighborhood Notification
		 Mail Neighborhood Notification 1st Class Letter to property owners & HOAs within 750', the City's standard interested parties list, and to the City project coordinator at least 10 calendar days prior to formal application submittal (include the following information): Project request and description Pre-application number (xx-PA-xxxx) Project location (street address)
		 Size (e.g. Number of Acres of project, Square Footage of Lot)
		o Zoning
		o Legal graphic
		o Applicant and City contact names and phone numbers
		Step 2: <u>City</u> will post public hearing signs and provide other public notification including:
		 Mailing out postcards to property owners within 750 feet
		Publishing legal ad in newspaper
		Posting case information on the City website
		Posting on social media
	-	Sending to email subscribers
		15. Request for Neighborhood Group/Homeowners Association (form provided)
Ø	Ø	16. Request for Site Visits and/or Inspections (form provided)
g		17. Other: legal & graphic Survey exhibits of the Row deducation
		areas
		ADDITIONAL SUBMITTAL REQUIREMENTS
Addit	tionals	submittals shall be submitted as requested as the Project Coordinator prepares the public hearing report(s)
		Applicable Dedication and Consent Forms (forms provided)
		☐ Drainage and Flood Control Easement and Provision for Maintenance ☐ Natural Area Open Space Easement Including Restored Desert
		□ Public Right-of-way Dedication
		☐ Public Non-motorized Access Easement
		☐ Public motorized Access
		☐ Public Utility Easement
		☐ Scenic Corridor Easement
		☐ Sewer Line Easement
		☐ Vehicular Non-Access Easement
		☐ Waterline Easement
		☐ Confirmation of Dedication
		☐ Other Easement or Dedication:
	44.5	

Planning and Development Services

Abandonment Development Application Checklist

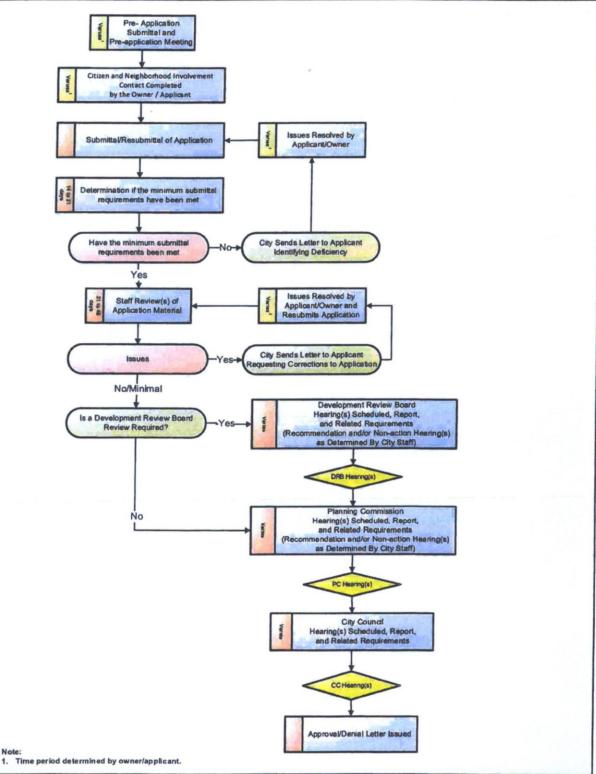
Other:	
	_
	_
	-
	_
	-
	-
	_
Application contact	
100 =	
Name (print): Jest Barnes Phone Number: 480-312-2376	
email: jbarnes @scottsdaleaz.gov Date: 7/18/18	
Signature:	
An applicant may request a clarification from the City regarding an interpretation or application of a statute, ordinance, code, or authorized substantive policy statement related to this abandonment application. The request shall be in writing on the City form and submitted to:	
Planning & Development Services Director	
7447 E. Indian School Rd, Suite 105	
Scottsdale, AZ 85251	
360tisuarc, A2 63231	
For City use only:	
This application needs a New project number, or	
☐ New phase to an old project number	
Planning and Development Services	

7447 E Indian School Road Suite 105, Scottsdale, AZ 85251 * www.ScottsdaleAZ.gov

Development Application Process

Abandonment (AB), Municipal Use Master Site Plan (UP), Infill Incentive (II), & Zoning District Map Amendment (ZN)





Planning and Development Services

7447 E Indian School Road Suite 105, Scottsdale, AZ 85251 • www.ScottsdaleAZ.gov

Note:

INTRODUCTION

Emerald Hills Ranch, Inc. (the "Applicant") requests to abandon GLO and other outdated easements that divide its property located at the southwest corner of N 124th Street and E Gold Dust Avenue in the City of Scottsdale (the "Property"). The Property is currently comprised of three separate tax parcels: 217-32-052C; 217-32-053A; and 217-32-050A.

A Pre-Application Meeting was held with City of Scottsdale staff on July 18, 2018, to discuss the proposed abandonments. At that meeting staff indicated that the following applications will be required:

- 1) Abandonment Application (GLO/Road/Highway Easements);
- 2) Releases, Platting & Dedications Maps Application (Map of Release for Utility Easements); and
- 3) Releases, Platting & Dedications Maps Applications (Lot/Tie Assemblage and ROW Dedications).

The Abandonment Application is required for abandonment of all GLO and public right-of-way (ROW) easements. A Releases, Platting & Dedications Maps Application is required to abandon any non-ROW easements (Utilities). And because staff is requiring the Applicant to combine the three parcels into one parcel, a Releases, Platting & Dedication Maps Application (Lot/Tie Assemblage) is required. Each of these applications is discussed below.

ABANDONMENT APPLICATION (GLO/Road/Highway Easements)

The GLO and ROW easements that enter onto the Property may have been appropriate prior to the development of the adjacent CAP Canal, but the Canal cuts off all access to the south and to the west, thereby eliminating the need for the continued existence of any such easements. The Applicant would now like to abandon these easements.

In eliminating these easements, the Applicant (a) has no intent to impact N 124th Street or E Gold Dust Avenue, (b) is not proposing any improvements to either of these roads, and (c) is not proposing any improvements to the Property.

These easements are not functional and do not provide any required access for vehicles or utilities. The abandonment of these easements will not impact the current zoning or use of the Property. The Applicant is not proposing to change the physical layout or use of the Property in any manner in conjunction with this abandonment request. The Applicant is simply seeking to eliminate intrusions on the Property that are no longer necessary.

The attached Abandonment Application proposes to abandon four (4) easements associated with Exceptions No. 6 through 9 of the attached Title Commitment. All of the utility purveyors have provided "No Objection" letters for the abandonment of each of these easements, which are attached to the application.

SWC N 124TH STREET & E GOLD DUST AVENUE Abandonment of Easements / Map of Release (Utilities) / Lot Assemblage

Case No. 531-PA-2018 - Emerald Hills Ranch, Inc.

October 2018

RELEASES, PLATTING & DEDICATIONS MAPS APPLICATION (Release of Utility Easements)

Abandonment of two (2) utility easements is requested as a part of the overall application (Exceptions No. 10 and 11). All utility purveyors have provided "No Objection" letters for the proposed abandonments.

As a part of this application, the project surveyor, Alliance Land Surveying, LLC, prepared the attached ALTA Survey, which located all existing improvements and utilities on the Property. The location of the water line has been identified, and a new easement is proposed.

The City requires a new easement, 10-foot either side, for an existing water line adjacent to N 124th Street along the eastern Property line. After the required right-of-way dedication for 124th, the Plat Map proposes a new 7-foot easement on the Property to provide the required easement for this water line.

This Applicant requests abandonment of two (2) utility easements associated with Exceptions No. 10 and 11. (Ref. attached ALTA Survey and Map of Release.)

RELEASES, PLATTING & DEDICATION MAPS APPLICATION (Lot/Tie Assemblage and Dedications)

The Applicant is filing this application to combine the three existing parcels into one legal tax parcel. This application includes a Plat Map, which shows existing easements to be abandoned by separate instrument. It also proposes to dedicate additional right-of-way as required by the City for a total of 35 feet along 124th, 20 feet along a portion of Gold Dust, and the completion (south half) of a 50-foot radius cul-de-sac at the western terminus of Gold Dust. The attached Plat Map also proposes a new 7-foot easement for the existing water line adjacent to 124th.

CONCLUSION

Abandonment of the outdated easements on the Property is appropriate given that the CAP Canal prohibits any potential for future roadways or utilities to connect to the west or to the south of the Property. All utility purveyors have provided "No Objection" letters. So there is no need for these easements to continue to exist on the Property.

A Compensation Valuation Statement is provided, which calculates the square-foot area of land proposed to be abandoned and released, and the square-foot area of land proposed to be dedicated, in order to arrive at a net area of land to be used in calculating the land's value based on the City's 20 cents per square-foot compensation for residential properties.

If you have any questions, or require any additional information, please contact Stephen Anderson at Gammage & Burnham at 602.256.4422 or sanderson@gblaw.com.

December 2018

COMPENSATION VALUATION STATEMENT

Revised December 3, 2018

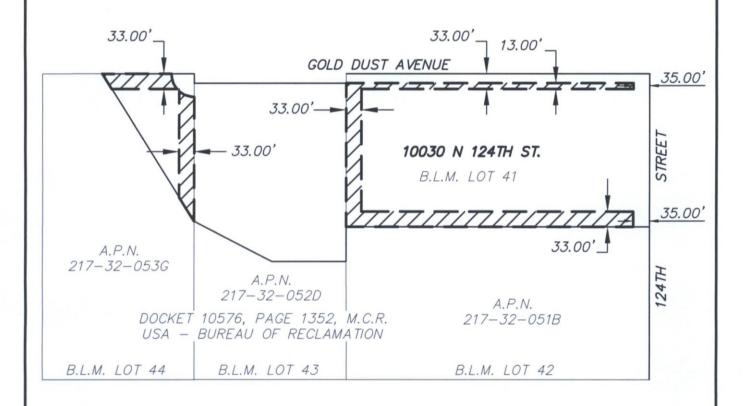
Emerald Hills Ranch, Inc. (the "Applicant") submits the attached applications for (1) abandonment of road/highway easements, (2) release of utility easements, and (3) plat map to combine the three tax parcels into one tax parcel, dedicate additional right-of-way, and provide a utility easement for an existing water line.

The attached exhibits detail the area of land proposed to be abandoned, and an exhibit detailing the area of land proposed to be dedicated to the City for roads, trails, and utilities. The resulting net land area is the total area used for calculating the compensation valuation, which is based on the City's standard fee of \$0.20 per square foot.

TOTAL NET LAND AREA FOR COMPENSATION	17.539 S.F. X 0.20 = \$3.507.80	
TOTAL LAND AREA OF DEDICATIONS	32,833 S.F.	
TOTAL LAND AREA OF ABANDONMENTS	50,372 S.F.	

AREA EXHIBIT FOR ABANDONMENTS WITHIN "EMERALD HILLS RANCH"

TOTAL AREA ABANDONED: 1.156 ACRES 50,372 SQ. FT.





JOB NO.: 171034

SECTION: 26

TOWNSHIP: 3 NORTH RANGE: 5 EAST DATE: 11-21-18

SHEET 1 OF 1



STATEWIDE SERVICE IN ARIZONA www.alliancelandsurveying.com

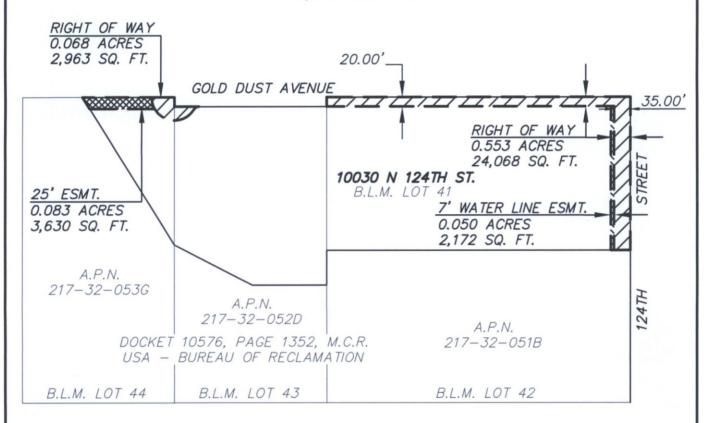
7900 N. 70th AVENUE TEL (623) 972-2200

FAX (623) 972-1616

SUITE 104 GLENDALE, AZ 85303

AREA EXHIBIT FOR DEDICATIONS ON "EMERALD HILLS RANCH"

TOTAL AREA DEDICATED: 0.754 ACRES 32.833 SQ. FT.



LEGEND



RIGHT OF WAY DEDICATION



EASEMENT FOR WATERLINE DEDICATION



EASEMENT FOR NON-MOTORIZED ACCESS



JOB NO.: 171034

SECTION: 26

TOWNSHIP: 3 NORTH

RANGE: 5 EAST DATE: 11-21-18 SHEET 1 OF 1



STATEWIDE SERVICE IN ARIZONA www.alliancelandsurveying.com

7900 N. 70th AVENUE TEL (623) 972-2200 SUITE 104

GLENDALE AZ 85303

FAX (623) 972-1616



City of Scottsdale Cash Transmittal

116933

Received From:

Gammage & Burnham TWO N CENTRAL AVE 15TH PHOENIX, AZ 85004

Bill To:

Stephen W. Anderson c/o Gammage & Burnham PLC

Two North Central Avenue, 15th

Phoenix, AZ 85004

(602) 256-4422

Reference #

Subdivision

Address

531-PA-2018

10030 N 124TH ST

Issued Date

10/2/2018

Paid Date

10/2/2018

Cost Center

Payment Type CREDIT CARD

Marketing Name

Lot Number

SCOTTSDALE

MCR APN

217-32-050B

Gross Lot Area

Water Zone

Owner Information

Emerald Hills Ranch, Inc.

10030 N. 124th Street

Scottsdale, AZ 85259

(602) 256-4422

Metes/Bounds

No

Jurisdiction

NAOS Lot Area

Water Type

Net Lot Area

Sewer Type Meter Size

Density

QS

28-57

Code	Description	Additional	Qty	Amount	Account Number
3136	ABANDONMENT		1	\$1,690.00	100-21200-44209

Number of Units 1

00.069 8 690. M .069 O 3:29 \$1, Scottsdal Receipt:01159798 Date:10/2/2018 E. Indian School Mach ID: Transaction Total: Visa Tendered: Auth Code 312-2500 FEES Scottsdale, ENDERED AMOUNTS: R/¥ 10/2/2018 PLN-1ST0P of 4:8600 ABANDON Last Office: 116933 ran

16-AB-2018 10/02/2018

SIGNED BY JO RYAN ON 10/2/2018

Total Amount

\$1,690.00

(When a credit card is used as payment I agree to pay the above total amount according to the Card Issuer Agreement.)

3" and larger water meter fees are based on cost recovery. The city will contact the owner of the construction permit if additional funds are due. Payment will be due within 30 days notification.

TO HAVE WATER METER SET - CALL 480-312-5650 AND REFER TO TRANSMITTAL # 116933